

SERIAL NO. 10/027,679PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: SCHINDLER, Jeffrey

Examiner: Cao H. Nguyen

Filed: 12/20/2001

Art Unit: 2173

Docket No.: P1089USZ1

Title: COMPUTER USER INTERFACE FOR PRODUCT SELECTION

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER TO OBFVATE A DOUBLE  
PATENTING REJECTION OVER A PRIOR PATENT***Statement of Ownership under 37 CFR §3.73(b)(1)(ii):*

The Assignee of record of both the above-identified patent application and U.S. Patent 6,359,636 is Gateway, Inc., located at Gateway Drive, Y04, North Sioux City, South Dakota, 57049-2000. The Assignment is recorded in the U.S. Patent and Trademark Office on Reel 012462 at Frame 0601. As Assignee, Gateway, Inc. is owner of a 100% interest in the above-identified patent application and U.S. Patent 6,359,636.

*Terminal Disclaimer*

Gateway, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified U.S. Patent Application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173, as presently shortened by any terminal disclaimer of prior Patent No. 6,359,636. Gateway, Inc. hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the above-identified application that would extend to the expiration date of the

TERMINAL DISCLAIMER  
Serial Number: 10/028,229  
Filing Date: October 22, 2001  
Title: DEVICE RETENTION APPARATUS

Dkt: P1621US01

full statutory term as defined in 35 U.S. C. §154 to §156 and §173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its fully statutory term as presently shorted by any terminal disclaimer.

*Conclusion*

The undersigned is empowered to act on behalf of the organization for submissions on behalf of Gateway, Inc. A Fee Transmittal is being filed in conjunction with this Terminal Disclaimer for payment of the appropriate fee under 37 CFR §1.20(d). If necessary, please charge any additional fees, or credit any overpayment, to Deposit Account No. 50-439.

Respectfully submitted,  
Gateway, Inc.

Date: November 23, 2004

By

  
\_\_\_\_\_  
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PTO/SB/17 (10-042)

Approved for use through 07/31/2008. GMB 0851-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL****for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 110.00)

**Complete if Known**

Application Number	10/027,678	<b>RECEIVED</b> <b>CENTRAL FAX CENTER</b>
Filing Date	12/20/2001	
First Named Inventor	SCHINDLER, JEFFREY	
Examiner Name	NGUYEN, Cao H.	

Art Unit  
2173  
Attorney Docket No. P1089USZ1

NOV 23 2004

**METHOD OF PAYMENT (check all that apply)**
 Check    Credit card    Money Order    Other    None
 Deposit Account:

Deposit Account Number	50-0439
Deposit Account Name	Gateway, Inc.

The Director is authorized to: (check all that apply)

- 
- Charge fee(s) indicated below
- 
- Credit any overpayments
- 
- 
- Charge any additional fee(s) or any underpayment of fee(s)
- 
- 
- Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 790	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
<b>SUBTOTAL (1) (\$ 0)</b>			

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	-20 <sup>**</sup> =	X	Fee from below	=	Fee Paid
Independent Claims					
Multiple Dependent	+ 3 <sup>**</sup> =	X		=	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) (\$ 0)</b>		

\*\* or number previously paid, if greater. For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity	Small Entity	Fee Code (\$)	Fee Description	Fee Paid
		1051 130	2051 65 SurchARGE - late filing fee or oath	
		1052 50	2052 25 SurchARGE - late provisional filing fee or cover sheet	
		1053 130	1053 130 Non-English specification	
		1812 2,520	1812 2,520 For filing a request for ex parte reexamination	
		1804 920*	1804 920* Requesting publication of SIR prior to Examiner action	
		1805 1,840*	1805 1,840* Requesting publication of SIR after Examiner action	
		1251 110	2251 55 Extension for reply within first month	
		1252 430	2252 215 Extension for reply within second month	
		1253 980	2253 480 Extension for reply within third month	
		1254 1,530	2254 765 Extension for reply within fourth month	
		1255 2,080	2255 1,040 Extension for reply within fifth month	
		1401 340	2401 170 Notice of Appeal	
		1402 340	2402 170 Filing a brief in support of an appeal	
		1403 300	2403 150 Request for oral hearing	
		1451 1,510	1451 1,510 Petition to Institute a public use proceeding	
		1452 110	2452 55 Petition to revive - unavoidable	
		1453 1,970	2453 685 Petition to revive - unintentional	
		1501 1,370	2501 685 Utility issue fee (or reissue)	
		1502 490	2502 245 Design issue fee	
		1503 660	2503 330 Plant issue fee	
		1480 130	1480 130 Petitions to the Commissioner	
		1807 50	1807 50 Processing fee under 37 CFR 1.17(q)	
		1806 180	1806 180 Submission of Information Disclosure Stmt	
		8021 40	8021 40 Recording each patent assignment per property (times number of properties)	
		1809 790	2809 395 Filing a submission after final rejection (37 CFR 1.129(a))	
		1810 790	2810 395 For each additional invention to be examined (37 CFR 1.129(l))	
		1801 790	2801 395 Request for Continued Examination (RCE)	
		1802 900	1802 900 Request for expedited examination of a design application	
Other fee (specify)		<b>Terminal Disclaimer</b>		110.00
*Reduced by Basic Filing Fee Paid		<b>SUBTOTAL (3) (\$ 110.00)</b>		

(Complete if applicable)				
Name (Print/Type)	Jeffrey A. Proehl	Registration No. (Attorney/Agent)	35,987	Telephone 605 232 1987
Signature				
Date	November 23, 2004			

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.